

1 LISA KOBIALKA (Bar No. 191404)
lkobialka@kslaw.com
2 RYAN HOPKINS (Bar No. 261143)
rhopkins@kslaw.com
3 KING & SPALDING LLP
333 Twin Dolphin Drive, Suite 400
4 Redwood Shores, CA 94065
Tel: 650-590-0700
5 Fax: 650-590-1900
6 CRAIG STONE (TX Bar No. 77046) (*pro hac vice* to be filed)
cstone@kslaw.com
7 KING & SPALDING LLP
1100 Louisiana, Suite 4000
8 Houston, TX 77002-5213
Tel: 713-751-3200
9 Fax: 713-751-3290
10 Attorneys for Plaintiffs
CHEVRON INTELLECTUAL PROPERTY LLC
11 AND CHEVRON U.S.A. INC.

12

13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**
15 **OAKLAND DIVISION**

16 CHEVRON INTELLECTUAL PROPERTY
17 LLC AND CHEVRON U.S.A. INC.,

Case No.: C 10-02205 PJH

18 Plaintiffs,

**STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE**

19 v.

20 E. R. VINES & SONS, INC.,

21 Defendant.

22
23 WHEREAS, plaintiffs Chevron Intellectual Property LLC and Chevron U.S.A. Inc.
24 (collectively “Chevron”) filed a Complaint against E.R. Vine & Sons, Inc. (“E.R. Vine”) on May
25 2020;

26 WHEREAS, Chevron and E.R. Vine reached an agreement to resolve this dispute and
27 submitted that resolution in a Consent Order dated September 10, 2010;

28

STIPULATION AND ORDER FOR DISMISSAL
WITH PREJUDICE

Case No: C 10-02205 PJH

1 IT IS HEREBY STIPULATED by and between the parties, subject to the approval of the Court,
2 that:

3 1. All claims in the above-captioned matter between Chevron and E.R. Vine
4 are dismissed with prejudice.
5 2. Each party shall bear its own attorneys' fees and costs incurred to date in
6 this action.
7 3. This Court will retain jurisdiction to enforce the stipulated Consent Order
8 entered on September 10, 2010.

9 Dated: November 12, 2010

10 By:

KING & SPALDING LLP

11 /s/ Lisa Kobialka

Lisa Kobialka (Bar No. 191404)
Ryan Hopkins (Bar No. 261143)
KING & SPALDING LLP
333 Twin Dolphin Drive, Suite 400
Redwood Shores, CA 94065
Tel: 650-590-0700
Fax: 650-590-1900

12
13
14
15 Craig Stone (TX Bar No. 77046) (*pro
hac vice* to be filed)
16 KING & SPALDING LLP
1100 Louisiana, Suite 4000
17 Houston, TX 77002-5213
18 Tel: 713-751-3200
Fax: 713-751-3290

19 Attorneys for Plaintiffs
20 CHEVRON INTELLECTUAL PROPERTY
21 LLC AND CHEVRON U.S.A. INC.

22 Dated: November 12, 2010

23 By:

FORES MACKO, APLC

24 /s/ Michael J. Macko
25 MICHAEL J. MACKO (Bar No.
124621)
26 ROBERT P. FORES (Bar No. 119235)
1600 G. Street, Suite 103
27 Modesto, CA 95354
Tel: 209-527-9899
Fax: 209-527-2889

28 Attorneys for Defendants
E.R. VINE AND SONS, INC.

1 PURSANT TO STIPULATION, IT IS SO ORDERED.
2
3 Dated: 11/15/10



4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DECLARATION OF CONSENT

Pursuant to General Order No. 45, Section X(B) regarding signatures, I attest under penalty of perjury that concurrence in the filing of this document has been obtained from Michael J. Macko.

Dated: November 12, 2010

KING & SPALDING LLP

By:

/s/ Lisa Kobialka

Lisa Kobialka (Bar No. 191404)

Ryan Hopkins (Bar No. 261143)

KING & SPALDING LLP

333 Twin Dolphin Drive, Suite 400

Redwood Shores, CA 94065

Tel: 650-590-0700

Fax: 650-590-1900

Craig Stone (TX Bar No. 77046)

hac vice to be filed)

KING & SPALDING LLP

1100 Louisiana, Suite 400

1100 Louisiana, Suite 100
Houston, TX 77002

Houston, TX 77032
Tel: 713-751-3200

Attorneys for Plaintiffs

CHEVRON INTELLECTUAL PROPERTY
LLC AND CHEVRON U.S.A. INC.